



CITY COUNCIL MEETING MINUTES

Richfield, Minnesota

Regular Meeting

June 9, 2015

CALL TO ORDER

The meeting was called to order by Mayor Pro Tempore Garcias at 7:00 p.m. in the Council Chambers.

Council Members Present: Edwina Garcia, Mayor Pro Tempore; Michael Howard; Pat Elliott; Tom Fitzhenry.

Council Member Absent: Debbie Goettel, Mayor.

Staff Present: Steven L. Devich, City Manager; Jay Henthorne, Public Safety Director/Police Chief; John Stark, Community Development Director; Wayne Kewitsch, Fire Services Director/Fire Chief; Robert Hintgen, Acting Public Works Director; Mike Koob, Deputy Public Safety Director/Deputy Police Chief; and Mary Tietjen, City Attorney.

OPEN FORUM

Mary Barnes, 7544 Bryant Avenue, spoke in opposition to the proposed bandshell.

PLEDGE OF ALLEGIANCE

Mayor Pro Tempore Garcia led the audience in the Pledge of Allegiance.

APPROVAL OF MINUTES

M/Elliott; S/Fitzhenry to approve the minutes of the (1) Special Concurrent City Council & HRA Meeting of May 26, 2015; and (2) Regular City Council Meeting of May 26, 2015.

Motion carried 4-0.

Item #1

PRESENTATION OF THE GENE AND MARY JACOBSEN CITIZEN OF THE YEAR FOR 2015 AWARD TO RUSS KING (COUNCIL MEMO NO. 45)

Mayor Pro Tempore Garcia introduced the Gene and Mary Jacobsen Award for 2015. Ms. Garcia commended Russ King (Miss Richfield 1981) for his significant contribution in assisting the

City of Richfield to become a friendly, open, tolerant and caring community. She thanked him for his loyalty to Richfield and for being a champion for the underdog.

Mayor Pro Tempore Garcia acknowledged the attendance of Kim and Marietta Jacobsen who are the son and daughter of Gene and Mary Jacobsen and thanked them for being present for this important award. Ms. Garcia introduced Human Rights Commission Chair Mark Westergaard who will present the award.

Human Rights Commission Chair Westergaard summarized the many contributions of Mr. King and his worthiness of receiving this award.

Kim Jacobsen presented the Gene and Mary Jacobsen Citizen of the Year Award for 2015 to Russ King (Miss Richfield 1981).

Mr. King accepted the award and thanked the Human Rights Commission and the City Council. He spoke of his continuing affection and admiration for the community.

Item #2	ANNUAL MEETING WITH THE HUMAN RIGHTS COMMISSION
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Human Rights Commission Chair Mark Westergaard presented the 2014-2015 status and accomplishments report to the City Council. Among the highlights were the Human Trafficking Forum, the Richfield School Lunch Policy, and a Landlord Tenants Rights Forum coming up soon.

Council Member Elliott spoke to positive growth of the Human Rights Commission.

Council Member Howard stated that as the liaison to the Human Rights Commission, he thoroughly enjoys working with that commission.

Mayor Pro Tempore Garcia commended the Human Rights Commission for their work.

Item #3	COUNCIL DISCUSSION <ul style="list-style-type: none">• Hats Off to Hometown Hits
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Council Member Howard mentioned that the municipal pool is open.

Council Member Fitzhenry stated that people are maintaining their lawns.

Mayor Pro Tempore Garcia asked residents to help keep storm drains clean. She also announced the upcoming Taft Lake Fishing Clinic, the Farmers' Market is open; and the Internet Safety for Parents Forum at the Municipal Center.

Item #4	COUNCIL APPROVAL OF AGENDA
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M/Fitzhenry, S/Elliott to approve the agenda.

Motion carried 4-0.

Item #5	CONSENT CALENDAR
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- A. Consideration of the approval of a Cooperative Agreement with Hennepin County for the Portland Avenue Reconstruction Project S.R. No. 84

- B. Consideration of the approval of a resolution authorizing an interim use permit to allow construction of a temporary 75-foot telecommunication tower at the Penn Avenue Water Tower/Richfield Fire Station #2

RESOLUTION NO. 1088

RESOLUTION APPROVING AN INTERIM USE PERMIT
TO ALLOW CONSTRUCTION OF A TEMPORARY
75-FOOT TELECOMMUNICATION TOWER AT 6401 PENN AVENUE

This resolution appears as Resolution No. 11088.

- C. Consideration of the approval of a resolution authorizing an accounting change from an Enterprise (Proprietary) Fund to a Capital Project Fund for the Recreation Enterprise Fund S.R. No. 86

RESOLUTION NO. 11089

RESOLUTION AUTHORIZING ACCOUNTING CHANGE FROM AN
ENTERPRISE (PROPRIETARY) FUND TO A CAPITAL PROJECT
(GOVERNMENTAL) FUND – RECREATION ENTERPRISE FUND
(RICH ACRES GOLF COURSE)

This resolution appears as Resolution No. 11089.

- D. Consideration of the approval of the purchase of Self-Contained-Breathing-Apparatus (SCBA) for the Fire Department from Emergency Response Solutions in the amount of \$229,297.85 S.R. No. 87

M/Fitzhenry, S/Howard to approve the Consent Calendar.

Motion carried 4-0.

Item #6	CONSIDERATION OF ITEMS, IF ANY, REMOVED FROM THE CONSENT CALENDAR
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None.

Item #7	PUBLIC HEARING REGARDING A RESOLUTION GIVING HOST APPROVAL FOR THE CITY OF COLUMBUS TO ISSUE CONDUIT BONDS FOR THE BENEFIT OF RICHFIELD SENIOR LIVING, INC. IN ORDER TO REFINANCE ITS INDEPENDENT LIVING AND ASSISTED LIVING FACILITY LOCATED AT 7609 LYNDALE AVENUE S.R. NO. 88
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Council Member Fitzhenry presented Staff Report No. 88.

M/Fitzhenry, S/Elliott to close the public hearing.

Motion carried 4-0.

Finance Manager Regis explained why Richfield was not issuing the conduit debt. He stated the City as of 2015, no longer has bank qualified debt available so Senior Living, Inc. obtained another option for financing. However, since the facility is located in Richfield, the

City must give host approval. He also explained the City is under no obligation for the debt and does receive the benefit of administrative fees.

M/Fitzhenry, S/Elliott that the following resolution be adopted and that it be made part of these minutes:

RESOLUTION NO. 11090

**RESOLUTION CONSENTING TO AND APPROVING THE
ISSUANCE, SALE, AND DELIVERY BY THE CITY OF COLUMBUS
OF ITS REVENUE BONDS UNDER MINNESOTA STATUTES,
CHAPTER 462C, AS AMENDED; APPROVING AND
AUTHORIZING THE EXECUTION OF A COOPERATIVE
AGREEMENT WITH THE CITY OF COLUMBUS; AND TAKING
OTHER ACTIONS WITH RESPECT THERETO**

Motion carried 4-0. This resolution appears as Resolution No. 11090.

Item #8	CONSIDERATION OF A RESOLUTION REGARDING A REQUEST TO DEMOLISH THE BUILDING AT 7528 LYNDAL AVENUE AND CONSTRUCT A TWO-STORY ADDITION TO 7524 LYNDAL AVENUE IN ITS PLACE S.R. NO. 89
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Council Member Howard presented Staff Report No. 89.

Community Development Director Stark stated that staff views the project favorably. He stated that the project would be a beautiful addition to the community.

M/Howard, S/Elliott that the following resolution be adopted and that it be made part of these minutes and include that it is contingent upon staff's definition of substantial completion:

RESOLUTION NO. 11091

**RESOLUTION GRANTING APPROVAL OF A SITE PLAN
TO ALLOW CONSTRUCTION OF A TWO-STORY
BUILDING ADDITION AT 7524 AND 7528 LYNDAL AVENUE**

Motion carried 4-0. This resolution appears as Resolution No. 11091.

Item #9	CONSIDERATION OF: 1. AWARD OF CONTRACT FOR THE PORTLAND AVENUE RECONSTRUCTION PROJECT (67TH TO 77TH STREET) 2. AUTHORIZATION FOR THE CITY MANAGER TO APPROVE CHANGES IN THE CONSTRUCTION CONTRACT UP TO \$100,000 3. PROPOSAL FOR KIMLEY HORN & ASSOCIATES TO PROVIDE CONSTRUCTION ENGINEERING SERVICES S.R. NO. 90
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Council Member Elliott presented Staff Report No. 90.

Council Member Elliott stated that this project has been well vetted with the City Council, residents and community.

Council Member Howard asked about the estimated timeline of the project.

Acting Public Works Director Hintgen explained there is no timeline yet but there is an open house on June 18 at the Municipal Center.

M/Garcia, S/Howard to approve the award of the contract for the Portland Avenue Reconstruction Project to S.M. Hentges & Sons, Inc. in the amount of \$6,893,975.08.

Motion carried 4-0.

M/Fitzhenry, S/Howard to approve authorizing the City Manager to approve contract changes under \$100,000 without further City Council authorization.

Motion carried 4-0.

M/Howard, S/Fitzhenry to approve hiring of Kimley Horn & Associates to perform construction engineering services for the Portland Avenue Reconstruction Project for a fee not to exceed \$508,320.

Motion carried 4-0.

Item #10	CITY MANAGER'S REPORT
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None.

Item #11	CLAIMS AND PAYROLLS
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M/Fitzhenry, S/Elliott that the following claims and payrolls be approved:

U.S. Bank		06/09/15
A/P Checks: 241149-241476	\$	1,149,434.48
Payroll: 110571-110921	\$	573,961.73
TOTAL	\$	1,723,396.21

Motion carried 4-0.

OPEN FORUM

None.

ADJOURNMENT

The City Council Meeting was adjourned by unanimous consent at 7:40 p.m.

Date Approved: June 23, 2015

Edwina Garcia
Mayor Pro Tempore

Steven L. Devich
Acting City Clerk

Steven L. Devich
City Manager